



CHANG-FENG WAN
16210 SHADYBANK DRIVE
DALLAS TX 75248

COPY MAILED

JUN 09 2008

OFFICE OF PETITIONS

In re Application of
Chang-Feng Wan
Application No. 10/712,196
Filed: November 13, 2003
Attorney Docket No. JSF002-0004

ON PETITION

This is a decision on the petition filed February 5, 2008 under 37 CFR 1.181(b) to withdraw the holding of abandonment, in accordance with the reasoning of the decision in Delgar Inc. v. Schuyler, 172 USPQ 513.

The petition is **GRANTED**.

This application became abandoned for failure to pay the issue fee on or before October 1, 2007 as was required by the Notice of Allowance mailed June 29, 2007. This application therefore became abandoned on October 2, 2007. Accordingly, a Notice of Abandonment was mailed January 16, 2008.

The file record discloses that the Notice of Allowance was mailed to the address of record, the same address to which the Notice of Abandonment was mailed and received. However, petitioner contends that the Notice of Allowance was not received. In support, petitioner indicates that a search of the file records revealed that the Notice was not received and submits copies of pages from the docketing system used, wherein receipt of the Notice would have been entered, had it been received to substantiate the claim. The statement and attachments corroborate non-receipt of the Notice of Allowance.

In view of the facts set forth in the petition, it is concluded that the Notice of Allowance was never received. Accordingly, the holding of abandonment is withdrawn. No petition fee is due and none has been charged.

This application is being forwarded to the Technology Center 2811 for a remailing of the Notice of Allowance and Notice of Allowability.

Telephone inquiries concerning this matter should be directed to the undersigned Petitions Attorney at (571) 272-3212.

Patricia Faison-Ball
Senior Petitions Attorney
Office of Petitions